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| JC10g | Attorney Docket No. 50277-2249 |
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| in the united states patent a | ND TRADEMARK OFFICE |
| Wei Li, et al. Serial No.: 10/643,563 Filed on: August 18, 2003 For: DYNAMIC SELECTION OF FREQUENT IT Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 |) Confirmation No.: 4916)) Examiner: NYA)) Group Art Unit No.: 2183) EMSET COUNTING TECHNIQUE |
| INFORMATION DISCLOSU | JRE STATEMENT |
| Sir: | |
| Enclosed is a copy of Information Disclosure (| Citation Form PTO-1449 together with |
| copies of the documents cited on that form, if needed. | It is respectfully requested that the cited |

Enclosed is a copy of Information Disclosure Citation Form PTO-1449 together with copies of the documents cited on that form, if needed. It is respectfully requested that the cited documents be considered and that the enclosed Information Disclosure Citation Form PTO-1449 be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

Pursuant to 37 C.F.R. § 1.97, the submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made and is not to be construed as an admission that the information cited in this statement is material to patentability.

Pursuant to 37 C.F.R. § 1.97, this Information Disclosure Statement is being submitted under one of the following (as indicated by an "X" to the left of the appropriate paragraph):

| X | 37 C.F.R. §1.97(b). |
|---|---|
| | 37 C.F.R. §1.97(c). If so, then this Information Disclosure Statement includes one of the following: |
| | A statement pursuant to 37 C.F.R. §1.97(e) |
| | 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first |

| | | foreign application not more than three months prior to the filing of this information disclosure statement. |
|-------------|-------------|--|
| | | 1.97(e)(2) The undersigned hereby states that no item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement. |
| | | A check for \$180.00 for the fee under 37 C.F.R. § 1.17(p). |
| | 37 C.F.R. § | 1.97(d). If so, then this Information Disclosure Statement includes ng: |
| | | A statement pursuant to 37 C.F.R. §1.97(e) |
| | | 1.97(e)(1) The undersigned hereby states that each item of information contained in this information disclosure statement was first cited in communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this information disclosure statement; OR |
| | | 1.97(e)(2) The undersigned hereby states that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of this information disclosure statement. |
| | | AND |
| | | A check for \$180.00 for the fee under 37 C.F.R. §1.17(i) for submission of the Information Disclosure Statement. |
| | _ | 1.97(i). Wherein applicants are submitting references before the atent to be placed in the file but not considered by the Patent office. |
| | 1449 a | lingly, copies of the references as listed on the attached Form PTO re submitted herewith for placement in the file. No certification or e deemed necessary. |

| | The Exami | ner's attention | is direct | ed to the | following | related a | application(s | s) for the |
|--------|-------------|-----------------|-----------|-----------|---------------|-----------|---------------|------------|
| follow | ing reasons | (as indicated b | y an "X" | to the le | eft of the ap | propria | te paragraph | ı): |

_____ The Examiner is hereby notified that the following related application has been filed:

| U.S. Application/ Pat. No. | File Date | Atty. Docket. No. |
|----------------------------|-----------|-------------------|
| | | |

This related application contains one or more claims that may be substantially similar to one or more claims in the present application. Therefore, the Examiner is encouraged to reference the file history of the related application as some of the information contained therein may be material to the examination of the present application.

___X __ The Examiner is hereby notified that the present application is related to the following related application(s):

| U.S. Application/ Pat. No. | File Date | Atty. Docket. No. | |
|----------------------------|-----------------|-------------------|--|
| 10/867,923 | June 14, 2004 | 50277-2471 | |
| 10/643,629 | August 18, 2003 | 50277-2248 | |
| 10/643,628 | August 18, 2003 | 50277-2250 | |
| : | | | |
| | | | |

The related application(s) contain(s) one or more claims that may be substantially similar to one or more claims in the present application, those claims may have been rejected in the related application(s), and a different interpretation may have been applied to one or more of the references that are of record in the present application. Therefore, the Examiner is encouraged to review the file history(ies) of the related application(s) as some of the information contained therein may be material to the examination of the present application.

The Examiner is hereby notified that for the following related application(s) an Office Action has been received as indicated below:

| U.S. Application/ Pat. No. | File Date | Office Action Mailing Date | Atty. Docket. No. |
|-------------------------------|-----------|-------------------------------|-------------------|
| | | | |

Attorney Docket No. 50277-2249

The related application(s) contain(s) one or more claims that may be substantially similar to one or more claims in the present application, those claims may have been rejected in the related application(s), and a different interpretation may have been applied to one or more of the references that are of record in the present application. Therefore, the Examiner is encouraged to review the file history(ies) of the related application(s) as some of the information contained therein may be material to the examination of the present application.

Throughout the pendency of this application, please charge any additional fees, including any required extension of time fees, and credit all overpayments to deposit account 50-1302. A duplicate of this sheet is enclosed.

Respectfully submitted,

Dated: September ______, 2004

HICKMAN PALERMO TRUONG & BECKER LLP

Brian D. Hickman Reg. No. 35,894

1600 Willow Street

San Jose, California 95125-5106

Telephone: (408) 414-1080 Facsimile: (408) 414-1076

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-

1450 on October 1, 2004
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Jennifer Newell

(Typed or printed name of person mailing correspondence)

Signature of person mailing correspondence

INFORMATION DISCLOSURE CITATION IN AN APPLICATION

(PTO-1449)

ATTY. DOCKET NO. SERIAL NO. 50277-2249 10/643,563

APPLICANT: Wei Li et al.

FILING DATE: August 18, 2003

GROUP: 2183

| 5,724,573 6,138,117 6,324,533 | Kind Code ² (If known) | of Cited Document Agrawal et al. Bayardo | Cited Document MM-DD-YYYY 03-03-1998 | Lines, Where Relevant Passages or Relevant Figures Appear |
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| Examiner | Date Considered |
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| Signature | |

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¹Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard S.3). ⁴For Japanese patent documents, the indication of the year of reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

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| Substitute for Form 1449A/PTO (Modified) Buse a many sheets as necessary) | | | Attorney Docket No.: 50277-2249 | | Application N 10/643,563 | lumber: | |
|--|-------------------------|--|--|-----------------------|------------------------------|--------------------------|--|
| net 0 5 | KEICE 90 | | First Named Inventor: Wei Li Filing Date: August 18, 2003 | | | | |
| A THAT | EMARK | OTHER ART - NO PATI | ENT LITERATURE DOCUMENT | rs | | | |
| Examiner Initials* | Cite No ¹ | Include name of the author (in CAPITAL item (book, magazine, journal, serial, sym publisher, cit | LETTERS), title of the article (when ap aposium, catalog, etc.), date, page(s), vol y and/or country where published | propriate ume-issu |), title of the e number(s), | Translation ² | |
| | | Oracle Corporation, "Oracle® D Part No. B10698-01, December 2 | | elease | 1 (10.1), | | |
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